



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.co.mo.md.us/council

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This meeting will be televised live on Channel 6; repeated on 11/29/02 at 8 pm and 11/30/02 at 9 am

Tuesday, November 26, 2002

8:30 **ED Committee** (7th floor Council Hearing Room)

9:00 **INVOCATION** - Reverend Carolyn Roberts, United Church of Christ Seneca Valley, Germantown

9:05 **PRESENTATION** - Certificates of Appreciation to Members of Charter Review Commission (Ferber)

9:10 **PRESENTATION** - Proclamation to Poolesville High School Girls' Soccer Team, Winners of the State Championship, by Councilmember Nancy Dacek

9:15 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Action** - Approval of Minutes: October 10, 22, 24, 29, 2002 (Edgar)

Approval of Closed Session Minutes

(1) C. **Acknowledgement** - Receipt of Petitions (McGuire)

(2) 9:20 **CONSENT CALENDAR**

A. **Introduction** - Resolution regarding Spending Affordability Guidelines for FY04 Operating Budget (Sherer)

Public Hearing is scheduled for this afternoon at 1:30 pm.

B. **Introduction** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)

C. **Introduction** - Supplemental Appropriation to the County Government's FY03 Capital Budget, Department of Technology Services - \$400,000 for Integrated Justice Information System (Source: Federal Aid) (McMillan)

Public Hearing/Action is scheduled for 12/10/02 at 11:00 am.

D. **Introduction** - Special Appropriations to the Montgomery County Public Schools' FY03 Capital Budget and amendment to FY03-08 Capital Improvements Program:(Levchenko)

1) \$280,000 for Current Replacements/Modernizations (Source: G.O. Bonds)

2) \$1,586,000 for Planned Lifecycle Asset Replacement (Source: State Aid)

Public Hearing is scheduled for 1/14/03 at 1:30 pm.



(2) 9:20 **CONSENT CALENDAR** (continued)

- E. **Action** - Resolution to approve acquisition of the Kay Property Site for Montgomery College, Germantown Campus (Sherer)
- F. **Action** - Extension of appointment as Acting Director, Department of Health and Human Services: Corinne Stevens (Ferber)
- G. **Action** - Executive Regulation 17-02, New Home Warranty and Builder Licensing (Trombka)
- H. **Action** - Appointment of the law firm of Venable, Baetjer and Howard, LLP, as special counsel to represent Montgomery County in certain zoning and permitting matters related to the upgrade of the County's Emergency Communications System (Faden)
- I. **Action** - Resolution to authorize acquisition of units at the Chelsea Tower Project in Bethesda by Housing Opportunities Commission and to authorize County Executive to execute the necessary documents (Healy)
PHED Committee recommends approval.
- J. **Action** - Special Appropriation to the County Government's FY03 Operating Budget, Department of Health and Human Services - \$99,500 for Parent Resource Center Services (Source: General Fund Reserves) (McMillan)
- K. **Action** - Resolution to approve Advance Taking - Briggs Chaney Road East of US 29 (Orlin)
T&E Committee recommendation will be available 11/25/02.
- L. **Action** - Confirmation of County Executive appointment to the Human Rights Commission Transition Public Accommodations Panel: Janet Friedman (Ferber)
- M. **Action** - Confirmation of County Executive appointment to the Water Quality Advisory Group: Lonnie W. Luther (Ferber)
- N. **Action** - Confirmation of County Executive appointment to the Commission on Health: Susan Glover (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Partnership Board for Victims of Hate/Violence: Shannon K. Bell; Leslie Jackson; Robert C. Elliott, M.D. (Ferber)

(3) 9:25 **ACTION** - Health and Human Services Policy (Planell)
HHS Committee recommends approval.

9:30 **LEGISLATIVE SESSION** Day #36

- (4) A. Approval of Legislative Journal - October 22 and October 29, 2002 (Edgar)
B. Introduction of Bills
C. Miscellaneous Business - Consideration of County Executive's veto of **Bill 16-01**,
Board of Appeals - Attorney's Fees (Faden)
- (5) D. Call of Bills for Final Reading
• **Emergency Bill 33-02**, Moderately Priced Dwelling Units - Optional Construction (Faden)
PHED Committee has no recommendation (1-1-1).
- (6) • **Bill 29-02**, Montgomery County Planning Board - Salaries (Faden)
MFP Committee recommends approval.
- (7) • **Emergency Bill 34-02**, Building Permits - Extensions (Faden)
T&E Committee recommends approval with amendments.
- (8) • **Bill 27-02**, Partnership Fund for Victims of Hate/Violence - Amendments (Healy)
HHS Committee recommends approval with amendments.
- (9) • **Bill 28-02**, Cable Communications - Amendments (Cogan)
MFP Committee recommends approval with amendments.
- (10) • **Bill 32-02**, Transportation Management District - Revisions (Healy/Orlin)
T&E Committee recommends approval with amendments.
- (11) • **Bill 30-02**, Alarms - Revisions (Cogan/McMillan)
PS Committee recommendation will be available 11/21/02.
- (12) 11:50 **ACTION** - Executive Regulation 12-02AM, Policies, Procedures and Fees for Alarm Businesses and Alarm Users (McMillan)
PS Committee recommendation will be available 11/21/02.
- (13) 11:55 **ACTION** - Resolution to continue Silver Spring Transportation Management District (Orlin)
T&E Committee recommends approval.
- 12:00 **RECESS**
- (14) 1:30 **PUBLIC HEARING** - Resolution regarding Spending Affordability Guidelines for FY04 Operating Budget (Sherer)
MFP Committee worksession tentatively scheduled for 12/3/02 at 2:00 pm.
- (15) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY03 Operating Budget, Department of Health and Human Services - \$2,149,220 for Developmental Disability Group Residential and Vocational Services (Source: General Funds) (Planell)

- (16) 1:30 **PUBLIC HEARING/ACTION** - Amendment to Montgomery County Revenue Authority's FY03-08 Capital Improvements Program to advance County General Funds not to exceed \$289,000 for Germantown Indoor Swim Center (Sherer)
- (17) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the Montgomery College's FY03 Capital Budget and Amendment to the FY03-08 Capital Improvements Program: \$6.1 million for the purchase of the Kay property adjacent to the Germantown Campus (Source: County bonds and State Aid) (Sherer)
PHED/ED Committee recommends approval.
- (18) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY03 Operating Budget, Department of Health and Human Services - \$124,590 for the Health Care and Group Residential Facilities program (Source: General Fund Reserve) (Planell)
HHS Committee recommendation will be available 11/21/02.
- (19) 1:30 **PUBLIC HEARING - Bill 35-02**, Nursing Homes - Family Councils (Cogan)
Action immediately follows the afternoon hearings.
- (20) 1:30 **PUBLIC HEARING/ACTION** - Resolution to amend FY03 Annual Growth Policy to Redefine Boundaries of Grosvenor and North Bethesda Policy Areas (Faden/Orlin)
- 2:30 **LEGISLATIVE SESSION** Day #36 (continued)
- C. Call of Bills for Final Reading
- (19) • **Bill 35-02**, Nursing Homes - Family Councils (Cogan)
HHS Committee recommendation will be available 11/21/02.
- (21) 2:45 **ACTION** - Supplemental Appropriation to the County Government's FY03 Operating Budget, Department of Public Works and Transportation - \$6,865,000 for the Go Montgomery program. (Source: General and Mass Transit Funds) (Orlin)
T&E Committee recommends approval with amendments.
- (22) 3:05 **ACTION** - Supplemental Appropriation to the County Government's FY03 Capital Budget and amendment to FY03-08 Capital Improvements Program, Department of Public Works and Transportation - \$5,091,000 for the Go Montgomery program. (Source: G.O. Bonds, current revenue, impact tax) (Orlin)
T&E Committee recommends approval with amendments.
- 3:30 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on December 3, 2002:

Police Labor Relations Permanent Umpire: Louis Aronin

Silver Spring Transportation System Management Advisory Committee: Guy J. Tegler; Carol Hovermale; Ms. Dana Williams; Patrick Tuohy; George Larkin; Charles S. Kines

Bethesda Urban Partnership, Inc. Board of Directors: Jason Foster Hoffman; Robert E. Hebda

The following appointment was received from the County Executive and is tentatively scheduled for interview and confirmation on December 3, 2002:

Director, Office of Intergovernmental Relations: Melanie L. Wagner

The following appointment was received from the County Executive and is tentatively scheduled for interview and confirmation on December 10, 2002:

Housing Opportunities Commission: LaKeyia L. Thompson

COUNCIL MEETINGS

Note: See the IN COMMITTEE for a listing of the Committee meetings currently scheduled.

Nov. 28, 2002		Thanksgiving Day - Holiday
Dec. 3, 2002	9:00 a.m.	Regular Session - Legislative Session
Dec. 10, 2002	9:00 a.m.	Regular Session
Dec. 16, 2002 thru Jan. 10, 2003		Council Recess
Dec. 25, 2002		Christmas Day - Holiday

Public Hearings - To Testify call 240-777-7931

December 3, 2002

1:30 pm	Bill 36-02, Ethics - Employment Restrictions
1:30 pm	Bill 37-02, Electricity - Electrician Exams
7:30 pm	Resolution to approve creation of Clarksburg Town Center Development District

December 10, 2002

11:00 am	Supplemental Appropriation to the County Government's FY03 Capital Budget, Department of Technology Services - \$400,000 for Integrated Justice Information System
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January 14, 2003

1:30 pm	Special Appropriations to the Montgomery County Public Schools' FY03 Capital Budget and amendment to FY03-08 Capital Improvements Program: \$280,000 for Current Replacements/Modernizations; \$1,586,000 for Planned Lifecycle Asset Replacement
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Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, November 26, 2002

Item Number	Note	Staff
Agenda Item #1	There were no petitions received in LIS this week.	McGuire
Agenda Item #11	This item will be available on Monday, Nov. 25.	Cogan/McMillan
Agenda Item #12	This item will be available on Monday, Nov. 25	McMillan